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7 JEFF SEELY, TSBN 24033172 (*pro hac vice pending*)  
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13 IN THE UNITED STATES DISTRICT COURT  
14 IN THE NORTHERN DISTRICT OF CALIFORNIA

15 PAUL WARFIELD,

Case No. 08cv04593

16 Plaintiff

17 MOTION TO CHANGE THE  
18 CASE MANAGEMENT  
19 CONFERENCE DATE

20 v.

21 CHARLES O. BAKER, RON NEWGARD, and  
22 F/V LINDA KAY

23 Defendants. /

24 Plaintiff submits this Motion to Change the Case Management Conference date  
25 and would respectfully show the Court the following:

- 26 1. Counsel for Plaintiff is currently in trial in Cause No. 370, 129-401; *Nancy Israel*  
27 *v. Investment Capital Corporation, et al*; In Probate Court No. 1 of Harris County, Texas.
- 28 2. This trial is expected to continue into next week.
3. Local Counsel is presently on vacation and is not available.

1 Wherefore premises considered, Plaintiff respectfully request that the case  
2 management conference presently scheduled for February 5, 2009 at 2:30 p.m. be  
3 rescheduled to a time the Court deems appropriate.  
4

5 Respectfully submitted,

6 LAW OFFICES OF LYLE C. CAVIN, JR.

7  
8 By: 

9 Alfred G. Johnson, CSBN 38790  
10 201 Fourth Street, Suite 102  
11 Oakland, California 94607  
12 Tel: (510) 444-2501

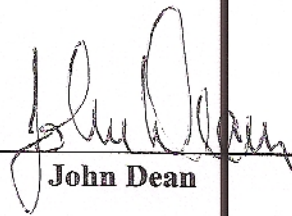
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19 Attorneys for Plaintiff, Paul Warfield

20 Certificate of Service

21 I hereby certify that on the 4<sup>TH</sup> day of February, 2009, the following document  
22 was served on the counsel of record listed below:  
23

24 Robert Keyhoe  
25 1900 W. Nickerson Street, Suite 320  
26 Seattle, Washington 98119 -1650  
27

28   
John Dean

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IN THE UNITED STATES DISTRICT COURT  
IN THE NORTHERN DISTRICT OF CALIFORNIA

PAUL WARFIELD,

Case No. 08cv04593

Plaintiff

**ORDER (*Proposed*) ON MOTION  
TO CHANGE THE CASE  
MANAGEMENT CONFERENCE  
DATE**

v.

CHARLES O. BAKER, RON NEWGARD, and  
F/V LINDA KAY  
Defendants. /

IT IS HEREBY ORDERED THAT the Motion to Change the Case Management  
Conference Date is granted.

The Case Management Conference is scheduled for Feb. 12, 2009. at 11:00 A.M.

DATED this 5th day of February, 2009

HONORABLE

